



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Confirmation No. 4373
Hanke et al. :
: Art Unit: 1652
Appl. No.: 10/771,695 :
: Examiner: To Be Assigned
Filed: February 4, 2004 : Atty. Docket: 040049
For: Polynucleotides Encoding a Feedback-Resistant
Aspartokinase From Corynebacterium

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

PRELIMINARY AMENDMENT

Sir:

In advance of substantive examination in the above-identified matter, please amend the specification as follows:

- (A) A clean version of each replacement paragraph/section/claim/drawing along with clear instructions for entry;
- (B) Starting on a separate page, appropriate remarks and arguments; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and

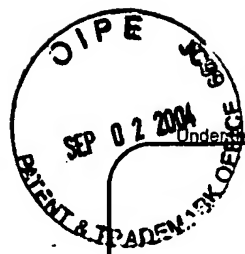
any fees required therefore (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 02-4553.

Amendments to the specification start on page 3 of this paper.

Amendments to the drawings start on page 7 of this paper.

A version of the amendment to the specification with markings to show changes made starts on page 8 of this paper.

Remarks start on page 13 of this paper.



9-3-04

IFW

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/771,695
Filing Date	February 4, 2004
First Named Inventor	Paul Hanke
Art Unit	1652
Examiner Name	To be Assigned
Attorney Docket Number	040049

Total Number of Pages in This Submission

16

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
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<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Please file the enclosed preliminary amendment and return the enclosed postcard.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Duane A. Stewart III, Esq.
Signature	<i>Duane A. Stewart III</i> #574,468
Date	September 3 2004

CERTIFICATE OF TRANSMISSION/MAILING

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IN RE APPLICATION OF: P. Hanke, et al.		
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Group Art Unit 1652	Examiner To be Assigned	

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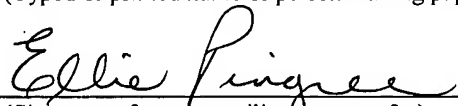
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